

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**KMS DEVELOPMENT PARTNERS, LP :**

**v.**

**FEDERAL INSURANCE COMPANY**  
*AN AFFILIATE OF CHUBB GROUP OF*  
*INSURANCE COMPANIES*

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**CIVIL ACTION NO. 24-1613**

**ORDER**

This 3rd day of February, 2025, for the reasons set forth in the accompanying memorandum, it is hereby **ORDERED** that Defendant's Motion for Summary Judgment (ECF 19) is **GRANTED** and Plaintiff's Cross-Motion (ECF 18) is **DENIED**. The Clerk of Court is **REQUESTED** to mark this case closed for administrative purposes.

/s/ Gerald Austin McHugh  
United States District Judge